

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, JANUARY 24, 2012

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JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 24, 2012

The Senate met in regular session at 9:09 a.m., President Kibbie presiding.

Prayer was offered by the Honorable Robert Bacon, member of the Senate from Story County, Maxwell, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Thomas Day.

The Journal of Monday, January 23, 2012, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:11 a.m. until 9:00 a.m., Wednesday, January 25, 2012.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

CLAY COUNTY AUDITOR

2011 Risk Pool Funding Distribution Review, pursuant to Iowa Code section 426B.5. Report received on January 24, 2012.

DEPARTMENT OF HUMAN SERVICES

Iowa Mental Health and Disability Services Commission Annual Report, pursuant to Iowa Code section 225C.6(1h). Report received on January 24, 2012.

DEPARTMENT OF JUSTICE

2011 Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2(1m). Report received on January 24, 2012.

DEPARTMENT OF REVENUE

2011 Annual Report of the Iowa Capital Investment Board, pursuant to Iowa Code section 15E.46. Report received on January 24, 2012.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

FY 2011 Comprehensive Annual Financial Report, pursuant to Iowa Code section 97B.4(4a). Report received on January 24, 2012.

FY 2011 Report on Sudan-Related Divestment Activities, pursuant to Iowa Code section 12F.5. Report received on January 24, 2012.

WORLD FOOD PRIZE FOUNDATION

Activities and Expenditures Report, pursuant to 2007 Iowa Acts, [SF 562](#). Report received on January 24, 2012.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

John Lauer, West Union—For achieving the rank of Eagle Scout, Troop 54. Senator Schoenjahn (1/24/12).

Joe “Don’t Ya Know” Karpuk, Sioux City—For celebrating his 90th birthday. Senator Bertrand (1/24/12).

Saint Columbkille School, Dubuque—For winning the National Blue Ribbon School award. Senator Hancock (1/24/12).

Henrietta Shipp, Elk Run Heights—For celebrating her 95th birthday. Senator Dotzler (1/24/12).

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, January 19, 2012, 1:05 p.m.

Members Present: McCoy, Chair; Rielly, Vice Chair; Anderson, Ranking Member; Beall, Bolkcom, Kettering, Mathis, Schoenjahn, Seng, Ward, and Wilhelm.

Members Absent: Bertrand, Courtney, Feenstra, and Zaun (all excused).

Committee Business: Organizational meeting.

Adjourned: 1:25 p.m.

ALSO:

Convened: Tuesday, January 24, 2012, 2:05 p.m.

Members Present: McCoy, Chair; Rielly, Vice Chair; Anderson, Ranking Member; Beall, Bertrand, Bolkcom, Courtney, Feenstra, Kettering, Mathis, Schoenjahn, Seng, Ward, and Wilhelm.

Members Absent: Zaun (excused).

Committee Business: Assigned bills to committees.

Adjourned: 2:15 p.m.

STATE GOVERNMENT

Convened: Monday, January 23, 2012, 3:10 p.m.

Members Present: Danielson, Chair; Kibbie, Vice Chair; Sorenson, Ranking Member; Bertrand, Chelgren, Feenstra, Fraise, Hatch, Horn, Jochum, and McCoy.

Members Absent: Dearden, Dix, Smith, and Soddors (all excused).

Committee Business: Assigned bills to committees.

Adjourned: 3:15 p.m.

WAYS AND MEANS

Convened: Tuesday, January 24, 2012, 1:00 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Feenstra, Ranking Member; Anderson, Bartz, Black, Chelgren, Dotzler, Hogg, Jochum, Mathis, Quirmbach, and Zaun.

Members Absent: McCoy and Smith (both excused).

Committee Business: Presentation by the Iowa Policy Project on tax increment financing.

Adjourned: 2:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

Convened: Thursday, January 19, 2012, 10:15 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Houser, Ranking Member; and Hahn.

Members Absent: Wilhelm (excused).

Committee Business: Discussed governor's proposed budget.

Adjourned: 10:40 a.m.

ALSO:

Convened: Tuesday, January 24, 2012, 10:10 a.m.

Members Present: Black, Chair; Dearden, Vice Chair; Hahn and Wilhelm.

Members Absent: Houser, Ranking Member (excused).

Committee Business: Presentations by the Conservation Districts of Iowa and the State Soil Conservation Committee.

Adjourned: 10:35 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT

Convened: Thursday, January 19, 2012, 10:20 a.m.

Members Present: Dotzler, Chair; Seng, Vice Chair; Boettger, Ranking Member; and Mathis.

Members Absent: Bertrand (excused).

Committee Business: Presentation by LSA.

Adjourned: 11:05 a.m.

ALSO:

Convened: Tuesday, January 24, 2012, 10:05 a.m.

Members Present: Dotzler, Chair; Seng, Vice Chair; Boettger, Ranking Member; Bertrand and Mathis.

Members Absent: None.

Committee Business: Presentation by the Iowa Economic Development Authority.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, January 24, 2012, 10:05 a.m.

Members Present: Schoenjahn, Chair; Quirmbach, Vice Chair; Dix, Ranking Member; and Horn.

Members Absent: Hamerlinck (excused).

Committee Business: Presentations on the National Guard Educational Assistance Program and the College Student Aid Commission.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, January 24, 2012, 10:15 a.m.

Members Present: Hancock, Chair; Hogg, Vice Chair; Seymour, Ranking Member; and Fraise.

Members Absent: Smith (excused).

Committee Business: Presentation by the State Court Administrator.

Adjourned: 11:45 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Thursday, January 19, 2012, 10:15 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson and Dvorsky.

Members Absent: None.

Committee Business: Organizational meeting and presentation by LSA.

Adjourned: 10:50 a.m.

ALSO:

Convened: Tuesday, January 24, 2012, 10:05 a.m.

Members Present: McCoy, Chair; Beall, Vice Chair; Kapucian, Ranking Member; Anderson and Dvorsky.

Members Absent: None.

Committee Business: Presentations by the Iowa Communications Network and the Iowa State Fair Authority.

Adjourned: 11:10 a.m.

INTRODUCTION OF BILLS

Senate File 2051, by Bolkcom, a bill for an act relating to the department on aging and making appropriations.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2052, by Hatch, Bolkcom, Dotzler, Dvorsky, Danielson, Horn, Fraise, Courtney, Beall, Gronstal, Dearden, Black, Mathis, Wilhelm, Jochum, Ragan, Hogg, Seng, Bowman, Schoenjahn, Kibbie, Rielly, and Soddors, a bill for an act relating to and making appropriations to the state board of regents for programs established by the state board or its universities that are designed to increase college readiness and college awareness in potential first-generation college students and underrepresented minority populations, and to increase the number of ethnically diverse Iowa students in agriculture, science, technology, engineering, and mathematics degree programs.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 2053, by Bolkcom, Quirmbach, Mathis, Wilhelm, Jochum, Ragan, Danielson, Seng, Dotzler, Hatch, Horn, Fraise, Courtney, Beall, Gronstal, and Schoenjahn, a bill for an act relating to reimbursement for services provided under a medical assistance home and community-based services waiver for the elderly.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 2054, by Danielson, a bill for an act relating to the calculation of a child support obligation based on voluntary unemployment or underemployment.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2055, by Feenstra, a bill for an act authorizing the use of crossbows by certain youth to hunt deer.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2056, by Anderson, a bill for an act providing restrictions on the naming of certain business entities.

Read first time under Rule 28 and referred to committee on **Economic Growth/Rebuild Iowa**.

Senate File 2057, by Anderson, a bill for an act providing that the secretary of state may modify fees associated with businesses newly organizing in this state during an Iowa start a business month.

Read first time under Rule 28 and referred to committee on **Economic Growth/Rebuild Iowa**.

Senate File 2058, by Danielson, a bill for an act relating to certain records of city utilities and city enterprises containing private customer information.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 3073 Judiciary

Relating to informal dispute resolution, by eliminating a program for the establishment and support of locally organized informal dispute resolution centers in the office of prosecuting attorneys training coordinator of the department of justice.

SSB 3074 Judiciary

Relating to certain multiple driving-related convictions for one continuous act of driving.

SSB 3075 Judiciary

Prohibiting certain credits for time served while on probation.

SSB 3076 Judiciary

Relating to mobile and manufactured home tenancy by providing for minimum duration of rental agreements and termination or nonrenewal of rental agreements, and modifying notice of unpaid rent and related forcible entry and detainer provisions.

SSB 3077 State Government

Relating to the procedures and duties of the Iowa ethics and campaign disclosure board relating to campaign finance and to county redistricting and making penalties applicable.

SSB 3078 State Government

Relating to direct care professionals including the establishment of a board of direct care professionals, providing for implementation, making penalties applicable, and including effective date provisions.

SSB 3079 Human Resources

Creating a licensed social worker loan repayment program and a revolving fund.

SSB 3080 Human Resources

Relating to the renewal period for foster care licensing.

SSB 3081 Veterans Affairs

Relating to the department of public defense by making changes regarding the Iowa military code and military service, including terminology modifications and leases entered into by the department of public defense and the armory board, and including effective date provisions.

SSB 3082 Human Resources

Relating to child support enforcement including protection of child support information.

SSB 3083 Human Resources

Relating to the documentation required to prepare a notice of alleged paternity and support debt in administrative paternity proceedings.

SSB 3084 Human Resources

Relating to medical assistance eligibility for inmates of public institutions.

SSB 3085 Human Resources

Relating to programs and activities under the purview of the department of public health, providing for a penalty, and including effective and applicability date provisions.

SSB 3086 State Government

Relating to elections and voter registration, including technical administration of the law by making modifications to certain filing deadlines, preservation of certain records, special elections to fill certain vacancies in office, absentee voting, voting systems, and ballot summaries.

SSB 3087 State Government

Concerning the review, approval, and establishment of county supervisor districting plans.

SSB 3088 State Government

Establishing the department of homeland security and emergency management.

SSB 3089 State Government

Relating to city regulation of sprinkler systems in rental housing.

SSB 3090 State Government

Relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

SSB 3091 State Government

Creating a sandrock center for land and water science, and providing for the transfer of positions from the department of natural resources to the center.

SSB 3092 State Government

Relating to the regulation of persons offering occupational therapy services and making penalties applicable.

SSB 3093 State Government

Lowering the minimum age at which a person may register to vote.

SSB 3094 State Government

Concerning the municipal fire and police retirement system and including effective date and applicability provisions.

SSB 3095 State Government

Providing for charitable food donations to food banks, including by providing for appropriations and a tax credit and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2036**

EDUCATION: Schoenjahn, Chair; Bowman and Feenstra

Senate File 2037

VETERANS AFFAIRS: Ernst, Chair; Danielson and Soddors

Senate File 2044

EDUCATION: Beall, Chair; Hogg and Smith

Senate File 2045

VETERANS AFFAIRS: Black, Chair; Danielson and Greiner

Senate File 2053

HUMAN RESOURCES: Bolkcom, Chair; Quirmbach and Seymour

SSB 1054
(Reassigned)

HUMAN RESOURCES: Jochum, Chair; Ragan and Seymour

SSB 3073

JUDICIARY: Hancock, Chair; Jochum and Whitver

SSB 3074

JUDICIARY: Horn, Chair; Dix and Hancock

SSB 3075

JUDICIARY: Sodders, Chair; Hogg and Sorenson

SSB 3076

JUDICIARY: Jochum, Chair; Boettger and Quirmbach

SSB 3077

STATE GOVERNMENT: Danielson, Chair; Chelgren and Jochum

SSB 3078

STATE GOVERNMENT: Jochum, Chair; Dix and Hatch

SSB 3079

HUMAN RESOURCES: Jochum, Chair; Ragan and Whitver

SSB 3080

HUMAN RESOURCES: Wilhelm, Chair; Boettger and Mathis

SSB 3081

VETERANS AFFAIRS: Ragan, Chair; Horn and Ernst

SSB 3082

HUMAN RESOURCES: Dotzler, Chair; Mathis and Boettger

SSB 3083

HUMAN RESOURCES: Dotzler, Chair; Mathis and Bacon

SSB 3084

HUMAN RESOURCES: Jochum, Chair; Wilhelm and Whitver

SSB 3085

HUMAN RESOURCES: Bolkcom, Chair; Hatch and Johnson

SSB 3086

STATE GOVERNMENT: Danielson, Chair; Jochum and Dix

SSB 3087

STATE GOVERNMENT: Danielson, Chair; Jochum and Sorenson

SSB 3088

STATE GOVERNMENT: Sodders, Chair; McCoy and Chelgren

SSB 3089

STATE GOVERNMENT: Danielson, Chair; Fraise and Bertrand

SSB 3090

STATE GOVERNMENT: Danielson, Chair; Fraise and Feenstra

SSB 3091

STATE GOVERNMENT: Danielson, Chair; Jochum and Chelgren

SSB 3092

STATE GOVERNMENT: Jochum, Chair; Fraise and Chelgren

SSB 3093

STATE GOVERNMENT: Danielson, Chair; Jochum and Dix

SSB 3094

STATE GOVERNMENT: Kibbie, Chair; Danielson and Smith

SSB 3095

STATE GOVERNMENT: Danielson, Chair; Hatch and Smith